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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

18 ALEJANDRA SUAREZ, an individual,
19 JUANA SUAREZ, an individual,
20 SEBASTIAN SUKIASYAN, an
21 individual, VICTORIA SUMMER, an
22 individual, MANJULA SYAL, an
23 individual, JUDITH TADENA, an
24 individual, ABIGAIL TALO SIG, an
25 individual, ALEA TALO SIG, an
26 individual, BRYZ TALO SIG, an
27 individual, MAURICE TALO SIG, an
28 individual, MIKAELLA TALO SIG, an
individual, ALEXANDER TAN, an
individual, ANDRE TAN, an
individual, GENEVIEVE TAN, an
individual, KARLEE TAN, an
individual, JOHN TAVOLIERI, an
individual, TERESA TAVOLIERI, an
individual, ELLIE TERRANOVA, an
individual, JOSEPH TERRANOVA, an
individual, KAITLYN TERRANOVA,
an individual, MATTHEW
TERRANOVA, an individual.

CASE NO.

**DECLARATION OF STEVEN J.
CASSULO IN SUPPORT OF
DEFENDANTS' NOTICE OF
REMOVAL**

1 MICHELLE TERRANOVA, an
2 individual, JOHN TITUS CLEMONS,
3 an individual, MARILLELY
4 TOCHIHUITL BUENO, an individual,
5 BADROLMOLOUK TOFANGDAR,
6 an individual, WILLIAM TORRES, an
7 individual, ASHTON TRACY, an
8 individual, HUNTER TRACY, an
9 individual, OLIVE TRACY, an
10 individual, SETH TRACY, an
11 individual, ALMA TREJO, an
12 individual, FELIPE TREJO, an
13 individual, TIM TROTTER, an
14 individual, JANET LEE TROTTER, an
15 individual, CERMA TRINIDAD, an
16 individual, JOSE TRINIDAD FLETES,
17 an individual, LAURA TUREK, an
18 individual, MADYSYN TUREK, an
19 individual, MAKAILYN TUREK, an
20 individual, MASON TUREK, an
21 individual, ANNABELLE TURLA, an
22 individual, ROMUALDO TURLA, an
23 individual, NATALIE TUTTLE, an
24 individual, WANDA TUTTLE, an
25 individual, BARRETT TYRRELL, an
26 individual, BRANDON TYRRELL, an
27 individual, KAYLA TYRRELL, an
28 individual, MARIE JOSEPHINE
UMALI, an individual, JOSHUA
URIEL OCHOA, an individual,
STEPHEN VALENZUELA, an
individual, MARTHA VANEGAS, an
individual, KASSIDY VARGAS, an
individual, ZENEN VARGAS, an
individual, OSCAR VASQUEZ
RAMIREZ, an individual, LUIS
VEGA, an individual, LUCAS
VENTURA, an individual, NORLAND
VENTURA, an individual, ODETH
ARIANNA VENTURA, an individual,
DAVID VERDIN, an individual,
GREGORY VIVIT, an individual,
MARCELINA VIVIT, an individual,
DANIELLE VILLEGRAS, an individual,
JOHN VILLEGRAS, an individual,
JULIA VILLEGRAS, an individual,
PAM VILLEGRAS, an individual,
PETER VILLEGRAS, an individual,
NICHOLAS VINCELLI, an individual,
HEATHER VITALE-RASHTIAN, an
individual, MORIAH VORGITCH, an
individual, STEVEN VORGITCH, an
individual, WINONA VORGITCH, an
individual, BLAKE WALZ, an
individual, CALEB WANG, an

1 individual, ELIANA WANG, an
2 individual, ELIZABETH WANG, an
3 individual, TIMON WANG, an
4 individual, TOBIAS WANG, an
5 individual, AARON WARNER, an
6 individual, SAMUEL WARNER, an
7 individual, CATHERINE
8 WEBERHUSCHITT, an individual,
9 CHARLES WELDON, an individual,
10 LISA WELDON, an individual,
11 VIRGIL EVER, an individual,
12 ANABELLE WEXLER, an individual,
13 DAVID WHEATON, an individual,
14 LILY WHEATON, an individual, JOE
15 WHEELER, an individual, ASHTON
16 WHITAKER, an individual,
17 CHRISTIAN WHITAKER, an
18 individual, DASH WHITAKER, an
19 individual, JULIE WHITAKER, an
20 individual, WILLIAM WHITAKER, an
21 individual, FAIDH WILSIN, an
22 individual, BRITNEY WILSON, an
23 individual, JEANNE WILSON, an
24 individual, PAUL WILSON, an
25 individual, GRACE WILSON
26 CABRERA, an individual, DIVYA
27 WISHARD, an individual, AMANDA
28 WIRT, an individual, RUSSELL
WOLFF, an individual, AUSTIN
WOLFF, an individual, MADELINE
WOLFF, an individual, WAYLON
WOLFF, an individual, WAFE
WOLFF, an individual, MIRANDA
WOLFF, an individual, DAVE
WRIGHT, an individual, HYUNSIK
YOON, an individual, JOSHUA
YOON, an individual, RYAN YOON,
an individual, ACE YZRAEL
FRANCO, an individual, ANDREW
ZARAKOWSKI, an individual,
CORRIE ZARAKOWSKI, an
individual, EMILY ZARAKOWSKI, an
individual, BETHANIE ZAZUETA, an
individual, LAINIE ZAZUETA, an
individual, SCOTT ZAZUETA, an
individual, PAULA ZEPEDA, an
individual, DENA ZINGELEWICZ, an
individual, PHILLIP ZINGELEWICZ,
an individual, KRISTOPHER
LINCOLN, an individual, JOANN C.
LOPEZ, an individual, WILLIAM
KINSLEY, an individual, SHANE
KINSLEY, an individual, SUSAN
SARRASIN, an individual, JONA
STOCKER, an individual, GREGORY

1 JONATHAN STOCKER, an individual,
2 MICHAEL SCHEKER, an individual,
3 EVELINA GRIGORIAN, an individual,
4 ANDREW SCHEKER, an individual,
5 BRENDA GOMEZ, an individual,
6 JOSE FIGUERA, an individual,
7 MARCELA FIGUERA, an individual,
8 CAMILA NAVARRO, an individual,
9 ALAN DAVID, an individual, TINA
10 DAVID, an individual, VINCENT
11 DAVID, an individual, GABRIELLA
12 DAVID, an individual, DOMINICK
13 DAVID, an individual,

8 Plaintiffs,

9 vs.

10 CHIQUITA CANYON, LLC, a
11 Delaware Limited Liability Company;
12 CHIQUITA CANYON, INC., a
13 Delaware Corporation; WASTE
14 CONNECTIONS US, INC., a Delaware
15 Corporation; and DOES 1-150,
16 inclusive,

17 Defendants.

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1 **DECLARATION OF STEVEN J. CASSULO**

2 I, Steven J. Cassulo, declare as follows:

3 1. I am the District Manager of the Chiquita Canyon Landfill (the
4 "Landfill"), which is owned and operated by Chiquita Canyon, LLC ("Chiquita"), a
5 party in the above-entitled action. I have personal knowledge of the facts set forth
6 herein, which are known by me to be true and correct, and if called as a witness, I
7 could and would competently testify thereto. Because this declaration is made for a
8 limited purpose, it does not purport to set forth all of my knowledge about the facts
9 contained herein.

10 2. I am an employee of Chiquita. My responsibilities at Chiquita include
11 management of day-to-day operations of the Landfill, representation of the Landfill
12 before State and local agencies, ensuring regulatory compliance, and oversight of
13 performance metrics.

14 3. Based on my work, I am personally familiar with the corporate
15 structure of Chiquita and its related entities. Chiquita is a Delaware limited liability
16 corporation, with a principal place of business in The Woodlands, Texas. Chiquita
17 is wholly owned by Chiquita Canyon, Inc., a Delaware corporation with a principal
18 place of business in The Woodlands, Texas. Chiquita Canyon, Inc. is itself wholly
19 owned by Waste Connections US, Inc. Waste Connections US, Inc. is incorporated
20 in Delaware with its principal place of business located in The Woodlands, Texas.
21 Waste Connections US, Inc. is in turn, wholly owned by Waste Connections, Inc.,
22 Chiquita's ultimate parent. Waste Connections, Inc. is an Ontario, Canada
23 corporation with a principal place of business in The Woodlands, Texas.

24 4. The Landfill is a 639-acre municipal solid waste landfill located in Los
25 Angeles County that has been in operation since 1974. I am informed and on that
26 basis believe, that from 1974 to 1987, the Landfill was owned by Chiquita Canyon
27 Landfill Company. Operation of the Landfill was transferred to Laidlaw Waste
28 Systems, Inc., in 1987, Allied Waste Services, Inc., in 1996, and USA Waste

1 Services Company in 1997. In January 1999, Republic Services acquired the
2 Landfill from US Waste Services Company. None of these companies have any
3 corporate relationship to Chiquita or any of its parent companies. In 2009, Chiquita
4 Canyon, Inc. acquired the membership interests of Chiquita (f/k/a Republic Services
5 of California I, LLC) from Republic Services.

6 5. Chiquita holds all the permits for the Landfill. No other entity holds
7 the permits for the Landfill. All Notices of Violation (“NOVs”) received by the
8 Landfill from the South Coast Air Quality Management District referenced in the
9 Complaint have been addressed solely to Chiquita or the Landfill. Attached as
10 **Exhibit A** is a sampling of such NOVs.

11 6. I am not aware of any involvement by WC-California, Inc. with any
12 Landfill management, ownership, operations or decision-making.

13 7. Chiquita is not financially dependent on WC-California. WC-
14 California does not pay any expenses or losses of Chiquita.

15 8. Chiquita pays state and federal taxes as required and has its own federal
16 EIN.

17 I declare under penalty of perjury under the laws of the State of California
18 that the foregoing is true and correct.

19 Executed April 22, 2024, at Castaic, California.


Steven J. Cassullo

EXHIBIT A



South Coast Air Quality Management District
21865 COPLEY DRIVE, DIAMOND BAR, CA 91765-4178

P 78426

NOTICE OF VIOLATION

DATE OF VIOLATION		
Month:	Day:	Year:
11	06	23

Facility Name:	Facility ID#:	Sector:
CHIVITA CANYON LLC	119219	VB
Location Address:	City:	Zip:
29201 HENRY MAYO DRIVE	CASTAIC	91384
Mailing Address:	City:	Zip:
29201 HENRY MAYO DRIVE	CASTAIC	91384

YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.

EACH DAY A VIOLATION OCCURS MAY BE HANDLED AS A SEPARATE OFFENSE REGARDLESS OF WHETHER OR NOT ADDITIONAL NOTICES OF VIOLATION ARE ISSUED.

DESCRIPTION OF VIOLATIONS

#	Authority*	Code Section or Rule No.	SCAQMD Permit to Operate or CARB Registration No.	Condition No. (If Applicable)	Description of Violation
1	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	402		_____	For discharging such quantities of air contaminants to cause injury detriment, nuisance, or annoyance to a considerable number of persons
2	<input type="checkbox"/> SCAQMD <input checked="" type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	41700		_____	_____
3	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR			_____	_____
4	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR			_____	_____
5	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR			_____	_____

Served To:	Phone:	Served By:	Date Notice Served:
Steve Cassulo	661 371 9214	Arely Gil Rojas	
Title: District Manager	Email: Steve.Cassulo@wastecollections.com	Phone No: <input checked="" type="checkbox"/> 909-396-2183 <input type="checkbox"/> 310-233-	Email: arojas@aqmd.gov

*Key to Authority Abbreviations:

SCAQMD – South Coast Air Quality Management District
CCR – California Code of Regulations

CH&SC – California Health and Safety Code
CFR – Code of Federal Regulations

Method of Service:

In Person Certified Mail



NOTICE OF VIOLATION

DATE OF VIOLATION		
Month:	Day:	Year:
11	16	23

Facility Name:	Chiquita Canyon Landfill	Facility ID#:	119219	Sector:	VB
Location Address:	29201 Henry Mayo Dr.	City:	Castaic	Zip:	91384
Mailing Address:	29201 Henry Mayo Dr.	City:	Castaic	Zip:	91384

YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.

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DESCRIPTION OF VIOLATIONS

#	Authority*	Code Section or Rule No.	SCAQMD Permit to Operate or CARB Registration No.	Condition No. (If Applicable)	Description of Violation
1	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	402			For discharging such quantities of air contaminants to cause injury, detriment, nuisance or annoyance to a considerable number of persons
2	<input type="checkbox"/> SCAQMD <input checked="" type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	41700			
3	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
4	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
5	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				

Served To:	Phone:	Served By:	Date Notice Served:
Steve Cassullo	661-371-9214	Heidee dela Cruz	11/10/23
Title: District Manager	Email: steven.cassullo@wasteconnection.com	Phone No: <input checked="" type="checkbox"/> 909-396-2176 <input type="checkbox"/> 310-233-	Email: hdelacruz@aqmd.gov
*Key to Authority Abbreviations:		Method of Service:	
SCAQMD – South Coast Air Quality Management District CCR – California Code of Regulations		<input checked="" type="checkbox"/> In Person <input type="checkbox"/> Certified Mail	



NOTICE OF VIOLATION

DATE OF VIOLATION		
Month:	Day:	Year:
11	29	23

Facility Name:	Chiquita Canyon Landfill	Facility ID#:	119219	Sector:	VB
Location Address:	29201 Henry Mayo Dr	City:	Castaic	Zip:	91384
Mailing Address:	29201 Henry Mayo Dr	City:	Castaic	Zip:	91384

YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.

EACH DAY A VIOLATION OCCURS MAY BE HANDLED AS A SEPARATE OFFENSE REGARDLESS OF WHETHER OR NOT ADDITIONAL NOTICES OF VIOLATION ARE ISSUED.

DESCRIPTION OF VIOLATIONS

#	Authority*	Code Section or Rule No.	SCAQMD Permit to Operate or CARB Registration No.	Condition No. (If Applicable)	Description of Violation
1	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	Rule 402			for discharging such quantities of air contaminants to cause injury, detriment, nuisance or annoyance to a considerable number of persons.
2	<input type="checkbox"/> SCAQMD <input checked="" type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	CA H 95 41700			for discharging such quantities of air contaminants to cause injury, detriment, nuisance or annoyance to a considerable number of persons.
3	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
4	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
5	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				

Served To:	Phone:	Served By:	Date Notice Served:
Steve Casullo	616-371-9214	Daniel Woo	11/29/23
Title: District Manager	Email: steve@casullo.com wasteconnections.com	Phone No: <input checked="" type="checkbox"/> 909-396-2433 <input type="checkbox"/> 310-233-	Email: Dwoo @aqmd.gov

*Key to Authority Abbreviations:

SCAQMD – South Coast Air Quality Management District
CCR – California Code of RegulationsCH&SC – California Health and Safety Code
CFR – Code of Federal Regulations

Method of Service:

 In Person Certified Mail

South Coast Air Quality Management District
21865 COBLEY DRIVE, DIAMOND BAR, CA 91765-4178

NOTICE OF VIOLATION

P 79408

Facility Name			DATE OF VIOLATION		
CHIQUITA CANYON LLC			Month	Day	Year
29201 HENRY MAYO DRIVE			02	29	24
Facility Address			Facility ID#	Sector	
29201 HENRY MAYO DRIVE			119219	VB	
Mailing Address			City	Zip	
29201 HENRY MAYO DRIVE			CASTAIC	91384	
YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.					
EACH DAY A VIOLATION OCCURS MAY BE HANDLED AS A SEPARATE OFFENSE REGARDLESS OF WHETHER OR NOT ADDITIONAL NOTICES OF VIOLATION ARE ISSUED.					
DESCRIPTION OF VIOLATIONS					
#	Authority*	Code Section or Rule No.	SCAQMD Permit to Operate or CARB Registration No.	Condition No. (If Applicable)	Description of Violation
1	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	402			for discharging such quantities of air contaminants to cause injury, nuisance or annoyance to a considerable number of persons
2	<input type="checkbox"/> SCAQMD <input checked="" type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	41700			" "
3	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
4	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
5	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
Served To:		Phone:	Served By:		Date Notice Served:
STEVE CASSULO		661-371-9214	BILLY ANTONIO		02/29/24
Title: DISTRICT MANAGER		Email: steven.cassulo@wasteconnections.com	Email: bantonio @ aqmd.gov		
Phone No:		909-396-2682 310-233-	Method of Service:		
*Key to Authority Abbreviations:		SCAQMD - South Coast Air Quality Management District CH&SC - California Health and Safety Code CCR - California Code of Regulations		<input type="checkbox"/> In Person <input checked="" type="checkbox"/> Certified Mail	